

## **Probate Notes for December 17, 2009**

Probate notes are a recommendation as to the outcome of the petition. Unlike tentative rulings, they do not automatically become adopted as the order of the court. If you wish to continue a matter, please contact the civil division at (530) 406-6704. If you have questions, you may contact the probate examiner at (530) 406-6802 between the hours of 2 and 4 p.m.

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**CASE: Probate Conservatorship of Ann Jeanette Jordan Bueler  
Case No. CV PB 03-219**

Petitioner has not addressed the deficiencies/questions noted in the November 19, 2009, probate note.

- (1) The petition is not verified.
- (2) The petitioner appears to seek, after rendering a final account and report, to transfer all remaining assets of the estate to a foreign conservator. The petition does not comply with Probate Code sections 2800 *et seq.* Accordingly, the Court cannot make the findings required under Probate Code section 2806.
- (3) Although the petition states that T. Dwain Spooner has been appointed the conservator of the conservatee's person and estate in Oregon, the petition does not seek the termination of the conservatorship in this County. It is recommended that the petitioner explain, with citation to legal authority, why the conservatorship in this County should not be terminated if the conservatee resides in Oregon and has been appointed a conservator of her person and estate in Oregon.
- (4) If the conservatorship in this County is still necessary, a petition for appointment of successor conservator has not been filed.

**CASE: Probate Conservatorship of Brian E. Hesters  
Case No. CV PC 09-192**

It is recommended to approve the court investigator's report. It is recommended to grant the petition for appointment of probate conservator of the person.

**CASE: Probate Conservatorship of Alma M. Senner  
Case No. CV PB 04-109**

It is recommended to approve the fourth and final account of conservator and to grant the petition for fees and for order for termination of conservatorship.

**CASE: Estate of Maria Guadalupe Godina  
Case No. CV PB 09-59**

It is recommended to approve the final report of administrator on waiver of account and to grant the petition for its approval, for statutory compensation to attorneys for administrator, and for final distribution.